

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

THIS DOCUMENT RELATES TO:

City of Rochester v. Purdue Pharma, L.P.,
No. 19-op-45853 (Track 12)

Lincoln County v. Richard S. Sackler, M.D.,
No. 20-op-45069 (Track 13)

City of Independence, Missouri v. Williams,
No. 19-op-45371 (Track 14)

*County of Webb, Texas v. Purdue Pharma,
L.P.*, No. 18-op-45175 (Track 15)

MDL No. 2804

Case No. 17-MD-2804

Judge Dan Aaron Polster

**NOTICE OF VOLUNTARY DISMISSAL AND JOINT STIPULATION BETWEEN
BELLWETHER PLAINTIFFS AND EXPRESS SCRIPTS FAMILY DEFENDANTS**

The Bellwether Plaintiffs¹ and the Express Scripts Family Defendants² have entered into a stipulation wherein the Bellwether Plaintiffs agree to voluntarily dismiss without prejudice all claims asserted against Evernorth Health, Inc. (formerly Express Scripts Holding Co.); Express Scripts Administrators, LLC; Medco Health Solutions, Inc.; ESI Mail Order Processing, Inc.; Express Scripts Pharmacy, Inc.; and Express Scripts Specialty Distribution Services, Inc. (the “Dismissed Defendants”). The only entities from among the Express Scripts Family Defendants that will remain as defendants in Tracks 12 through 15 will be Express Scripts, Inc., a pharmacy

¹ The Bellwether Plaintiffs are City of Rochester, New York; Lincoln County, Missouri; City of Independence, Missouri; and County of Webb, Texas.

² The Express Scripts Family Defendants are Evernorth Health, Inc. (formerly Express Scripts Holding Co.); Express Scripts, Inc.; Express Scripts Administrators, LLC; Medco Health Solutions, Inc.; ESI Mail Order Processing, Inc.; ESI Mail Pharmacy Service, Inc.; Express Scripts Pharmacy, Inc.; and Express Scripts Specialty Distribution Services, Inc.

benefit manager; and ESI Mail Pharmacy Service, Inc., a mail order pharmacy (the “Remaining Defendants”).

The terms and conditions of this agreement are more fully set forth in the stipulation. A similar stipulation was entered into between the Bellwether Plaintiffs and the UHG/Optum Family Defendants. None of the Remaining Defendants will seek to place a “dismissed entity” referenced in the stipulations on the verdict form (Express Scripts references its own dismissed defendants as “Dismissed Defendants”) (Optum references its own dismissed defendants as “Dismissed Optum Entities”).

Entered this 19th day of July, 2024.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on July 19, 2024, I electronically filed the foregoing with the Clerk of Court by using the CM/ECF system. Copies will be served upon counsel of record by, and may be obtained through, the Court's CM/ECF system.

/s/ Peter Weinberger

Peter Weinberger